



City of Madison Proceedings - Final COMMON COUNCIL

City of Madison
Madison, WI 53703
www.cityofmadison.com

Tuesday, November 7, 2006

6:30 PM

210 Martin Luther King, Jr. Blvd.
Room 201 (City-County Building)

SPEAKING GUIDELINES

Please contact the Office of the Common Council at 266-4071, TTY/Textnet 866-704-2340.

Speaking Limits: Public Hearing - 5 Minutes, Information Hearing - 5 Minutes,
Other Items - 3 minutes

You must register before your item is considered by the Council.

The consent agenda will be considered following Public Hearings.

The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.

NOTIFIED ABSENCES: Ald. King, Ald. Sanborn

Roll Call at 6:33 p.m., Mayor Cieslewicz in the chair.

Present: Konkel, Cnare, Verveer, Webber, Olson, Brandon, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Compton, Rosas, Van Rooy, Radomski, Thomas and David J. Cieslewicz

Excused: Sanborn and King

SUSPEND THE RULES

Suspend Rules 2.04 (order of business), 2.05 (introduction of business), 2.24 (ordinances), and 2.25 (resolutions) for items so designated on the agenda.

PETITIONS AND COMMUNICATIONS

BUSINESS BY THE MAYOR

1. [04853](#) Report of the mayor submitting citizen committee appointments (introduced 11-7-06; action 11-21-06)
Confirm at the 11/21/06 Common Council Meeting.

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Confirm for November 21, 2006. The motion passed by acclamation.

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Suspend the Rules to allow public hearing items to be considered before 6:45 p.m. The motion passed by acclamation.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF BOARD OF ESTIMATES

2. [04501](#) 2007 Executive Operating Budget and Amendments.
*1 Registrant(s) in support not wishing to speak.
Adopt with amendments at the 11/14/06 Common Council Meeting.*
- A motion was made by Ald. Van Rooy, seconded by Ald. Olson, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on November 14, 2006. The motion passed by acclamation.**

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

3. [04239](#) Public Hearing - New License
1 & 1 Food LLC • dba Ay! Caramba • est. capacity 52
702 N. Midvale Blvd., Suite W198 • Agent: Gilmer Chan
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 11 (Ald. Gruber) • Police Sector 108
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Place On File Without Prejudice and Close the Public Hearing. The motion passed by acclamation.**
4. [04618](#) Public Hearing - New License
Blue Plate Catering, Inc. • dba Blue Plate Catering
1625 Northport Drive • Agent: Jodi Fowler
Class B Combination Liquor & Beer • 40% alcohol, 60% food
Aldermanic District 12 (Ald. Benford) • Police Sector 505
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**
5. [04619](#) Public Hearing - New License
Blue Plate Catering, Inc. • dba Blue Plate Catering
3330 Atwood Avenue • Agent: Jodi Fowler
Class B Combination Liquor & Beer • 45% alcohol, 55% food
Aldermanic District 6 (Ald. Olson) • Police Sector 602
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**

6. [04621](#) Public Hearing - New License
PDQ Food Stores, Inc. • dba PDQ Store #135
401 N. Third Street • Agent: Tom Hoffman
Class A Liquor, Class A Beer • 2.5% alcohol, 77.5% food, 20% other
Aldermanic District 12 (Ald. Benford) • Police Sector 501
and Close the Public Hearing.
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Grant With Condition(s). The motion passed by acclamation.**

REPORT OF BOARD OF ESTIMATES

7. [04631](#) To Approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2005/06 Maintenance Charges.
- Sponsors:** Michael E. Verveer
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by the following vote:**
- Excused:** 2 - Sanborn and King
- Aye:** 17 - Konkel, Cnare, Verveer, Webber, Olson, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Compton, Rosas, Van Rooy, Radomski and Thomas
- No:** 0 -
- Abstain:** 1 - Brandon
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-06-00895

REPORT OF BOARD OF PUBLIC WORKS

8. [04717](#) Approving plans, specifications and schedule of assessments for streetlights - West Badger Road. (14th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-06-00896
9. [04718](#) Approving plans, specifications and schedule of assessments for streetlights - Watson's Middle Addition. (14th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-06-00897

REPORT OF PLAN COMMISSION

10. [04443](#) Creating Section 28.108 of the Madison General Ordinances to establish a "Neighborhood Conservation District".
- Sponsors:** Michael E. Verveer, Judy K. Olson, Brenda K. Konkol, Lauren Cnare and Robbie Webber
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by acclamation.**
11. [04470](#) Creating Section 28.06(2)(a)3220. of the Madison General Ordinances rezoning property from R1 Single-Family Residence District to C1 Limited Commercial District. Proposed Use: Convert Residential Structure Into Veterinary Clinic; 16th Aldermanic District: 4421 Cottage Grove Road.
- Sponsors:** Common Council By Petition
- 3 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-06-00149
12. [04471](#) Creating Section 28.06(2)(a)3219. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to R4 General Residence District. Proposed Use: Move 2 Single-Family Houses; 6th Aldermanic District: 54 & 58 Farwell Street.
- Sponsors:** Common Council By Petition
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by the following vote:**
- Excused:** 2 - Sanborn and King
- Aye:** 17 - Konkol, Cnare, Verveer, Webber, Brandon, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Compton, Rosas, Van Rooy, Radomski and Thomas
- No:** 0 -
- Abstain:** 1 - Olson
- Non Voting:** 1 - Cieslewicz
- Enactment No:** ORD-06-00150

13. [04531](#) Creating Section 28.06(2)(a)3221. of the Madison General Ordinances rezoning property from C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3222. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Mixed Use Development with 39 Apartment Units & 6,600 square Feet of Retail Space; 6th Aldermanic District: 301 South Livingston Street.
- Sponsors:** Common Council By Petition
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing with the conditions approved by the Plan Commission. The motion passed by acclamation.**
- Enactment No:** ORD-06-00151
14. [04532](#) Creating Section 28.06(2)(a)3223. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: 85 Condominium Units; 1st Aldermanic District: 9401 Mid Town Road.
- Sponsors:** Common Council By Petition
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by acclamation.**
15. [04557](#) SUBSTITUTE - Amending the definition of "family" in Section 28.03(2) to recognize up to four (4) unrelated persons, who are disabled or handicapped pursuant to federal law and who require assistance from a caregiver, as a family in the zoning code.
- Sponsors:** Kenneth Golden
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-06-00152
16. [04601](#) SUBSTITUTE - Amending Section 28.03(2) of the Madison General Ordinances to add yard sales as an accessory use and add a definition of yard sale, and amending Sections 28.08(2)(b)8., 28.08(9)(b)7. and 28.08(11)(b)7. of the Madison General Ordinances to add yard sales, with limits on duration and frequency, as a specific accessory use in residential districts.
- Sponsors:** Paul E. Skidmore and Noel T. Radomski
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-06-00153

END OF PUBLIC HEARINGS

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

17. [04282](#) Operator License Application
Tiffany Kohl - Establishment where employed: K&J Foods.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Place On File Without Prejudice. The motion passed by acclamation.
18. [04284](#) Operator License Application
Larry Stluka - Establishment where employed: Greig Club.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant. The motion passed by acclamation.
19. [04424](#) Operator License Application
Jerrod Hise - Establishment where employed: The Crave Lounge.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Place On File Without Prejudice. The motion passed by acclamation.
20. [04425](#) Operator License Application
Christopher Robinson - Establishment where employed: None.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Place On File Without Prejudice. The motion passed by acclamation.
21. [04428](#) Operator License Application
Jonathan Eldridge - Establishment where employed: Tony Frank's.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant With Condition(s). The motion passed by acclamation.
22. [04430](#) Operator License Application
Blake Trimbell - Establishment where employed: Mifflin Street Co-op.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Place On File Without Prejudice. The motion passed by acclamation.
23. [04431](#) Operator License Application
David Lavarias - Establishment where employed: Kimia Lounge.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Place On File Without Prejudice. The motion passed by acclamation.
24. [04624](#) Operator License Application
Mark Wake - Establishment where employed: Monona Market.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Place On File. The motion passed by acclamation.

25. [04625](#) Operator License Application
Guy Curran - Establishment where employed: Willy Street Pub & Grill.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by acclamation.
26. [04626](#) Operator License Application
Joseph Friedman - Establishment where employed: Vitense Golfland.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant. The motion passed by acclamation.
27. [04628](#) Operator License Application
Jose Salinas - Establishment where employed: Parthenon Gyros.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant With Condition(s). The motion passed by acclamation.
28. [04630](#) Change of Agent
Dane County Robins, Inc. • dba Red Robin of Madison • 2440 East Springs Dr.
Old Agent: Gary Kraus • New Agent: Michael Kull
Class B Combination Liquor & Beer • 8% alcohol, 79% food, 13% other
Aldermanic District 17 (Ald. Rosas) • Police Sector 517
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant. The motion passed by acclamation.
29. [04632](#) Change of Agent
Copps Corporation • dba Copps Food Center #8114 • 620 S. Whitney Way
Old Agent: Corey Stillman • New Agent: Ronald Aikin
Class A Liquor, Class A Beer
Aldermanic District 19 (Ald. Radomski) • Police Sector 113
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant. The motion passed by acclamation.
30. [04644](#) Change of License Premise Application
University Sports, Inc. • dba Johnny O's Restaurant & Bar
620 University Avenue • Agent: Jon Okonek
Class B Combination Liquor & Beer • 70% alcohol, 30% food
Aldermanic District 8 (Ald. King) • Police Sector 403
Request to expand licensed premise to include outdoor patio expansion.
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant With Condition(s). The motion passed by acclamation.
31. [04702](#) Change of Agent
Aldi, Inc. • dba Aldi #22 • 8222 Watts Road
Old Agent: Danielle Schweda • New Agent: Barbara Udelhoven
Class A Liquor, Class A Beer
Aldermanic District 9 (Ald. Skidmore) • Police Sector 129
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant. The motion passed by acclamation.

32. [04878](#) Alcohol License Review Committee Report of Operator License Applications (New & Renewal) November 7, 2006. See attached report for list of operators.

A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Grant. The motion passed by acclamation.

REPORT OF BOARD OF ESTIMATES

33. [01512](#) Board of Estimates TIF Subcommittee Report: Findings and Recommendations Concerning TIF Policy, June 13, 2005

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Place On File. The motion passed by acclamation.

34. [01551](#) Accepting the Report of the Board of Estimates Subcommittee on Tax Incremental Finance (TIF).

Sponsors: David J. Cieslewicz and Common Council By Request

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00898

35. [04649](#) Amending Sections 9.05(5) & (7)(b), 9.08(2), 9.13(3)(a)3., 9.14(3)(k), 9.31(2), 9.52, 12.781(2) and 34.04(6)&(7) of the Madison General Ordinances to increase various license fees.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: ORD-06-00154

36. [04667](#) Approving City acceptance and expenditure of funds raised by "Capital K9's" to continue to equip and train a canine unit for the Police Department.

Sponsors: Paul E. Skidmore

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00899

37. [04668](#) Authorizing the City of Madison, through the Police Department, to accept an award from the State of Wisconsin Office of Justice Assistance in the amount of \$120,000 and to utilize these funds to continue to implement the justice information sharing initiative known as WIJIS.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00900

38. [04687](#) SUBSTITUTE - Authorizing the Police Department to double-fill the Police Info Systems Coordinator 2 position from November 27, 2006 through ~~January 5, 2007~~ December 31, 2006, and amending the Police Department 2006 Operating Budget by appropriating \$6,873 from the Contingent Reserve.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Van Rooy, seconded by Ald. Olson, to Adopt. The motion passed by the following vote:**
- Excused:** 2 - Sanborn and King
- Aye:** 18 - Konkel, Cnare, Verveer, Webber, Olson, Brandon, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Compton, Rosas, Van Rooy, Radomski and Thomas
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-06-00901
39. [04708](#) Amending the 2006 Fire Capital Budget for coverage by the insurance fund for storm damage and the loss of equipment.
- Sponsors:** Paul E. Skidmore
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by the following vote:**
- Excused:** 2 - Sanborn and King
- Aye:** 18 - Konkel, Cnare, Verveer, Webber, Olson, Brandon, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Compton, Rosas, Van Rooy, Radomski and Thomas
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-06-00902
40. [04710](#) Authorizing the Mayor and City Clerk to sign an Intergovernmental Agreement for the utilization of the Dane County Law Enforcement Training Center by the Madison Police Department.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00903

41. [04712](#) Amending the 2006 Fire Department Operating Budget to reflect the new state funding formula.
- Sponsors:** Paul E. Skidmore
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00904
42. [04714](#) Adopting and confirming the Memorandum of Understanding between the City of Madison and the Association of Madison Police Supervisors (AMPS) for the period January 1, 2006 through December 31, 2007.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00155
43. [04716](#) Authorizing the Mayor and Clerk to execute a Memorandum of Understanding between the City of Madison and the Association of Madison Police Supervisors (AMPS) for the period January 1, 2006 through December 31, 2007.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00905
44. [04719](#) Authorizing the Mayor, City Clerk and Chief of Police to accept a Project Safe Neighborhoods award from the State of Wisconsin, Office of Justice Assistance in the amount of \$121,771 and to utilize these funds toward anti-gang prevention and enforcement efforts.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00906

45. [04735](#) SECOND SUBSTITUTE - Accepting the Inclusionary Zoning Advisory Oversight Committee recommendation regarding a consultant for the Housing Market Study, ~~authorizing the use of certain City funds~~ appropriating \$20,000 from the Contingent Reserve to match a private donation for the study, and authorizing the Mayor and City Clerk to enter into a contract for professional services from the chosen consultant.
- Sponsors:** Brenda K. Konkell and Lauren Cnare
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by the following vote:**
- Excused:** 2 - Sanborn and King
- Aye:** 17 - Konkell, Cnare, Verveer, Webber, Olson, Brandon, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Rosas, Van Rooy, Radomski and Thomas
- No:** 1 - Compton
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-06-00907

46. [04767](#) SUBSTITUTE - Authorizing the provision of \$15,000 to Independent Living to arrange for a market study of senior housing in the South Madison Beltline area, and authorizing the Mayor and City Clerk to sign an agreement to secure the study.
- Sponsors:** Tim Bruer
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00908

REPORT OF BOARD OF HEALTH FOR MADISON AND DANE COUNTY

47. [04722](#) Amending Sections 7.07(8)(g), 7.07(9), 7.08(7)(b), 7.15(6)(d), 7.44(1)(c), 7.50(4), 7.52(4) of the Madison General Ordinances to modify various health permit, license and inspection fees.
- Sponsors:** David J. Cieslewicz and Judy K. Olson
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00156

REPORT OF BOARD OF PARK COMMISSIONERS

48. [04802](#) Report of Park Commission to change composition of Warner Park Community Recreation Center Advisory Committee.
- A motion was made by Ald. Van Rooy, seconded by Ald. Skidmore, to Adopt. The motion passed by acclamation.**

REPORT OF BOARD OF PUBLIC WORKS

49. [04609](#) Awarding Public Works Contract No. 5970, HVAC Installation at Police Storage Building.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00909
50. [04729](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for City-County Building Tenant Improvement Remodels, Contract No. 5986. (6th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00910
51. [04733](#) Improvements Accepted - Trench Drain Replacement at Streets Division East, Contract No. 5856. (17th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00911
52. [04734](#) Assessing Benefits - Harvest Hill Road Sidewalk Assessment District - 2005. (9th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00912
53. [04736](#) Accepting sanitary sewer constructed by Private Contract for 1802 Maplecrest Drive PUD, Private Contract No. 2040. (1st AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00913

54. [04740](#) Accepting sanitary sewer constructed by Private Contract In Heather Glen Replat, Private Contract No. 1984. (7th AD)
Sponsors: Common Council By Request
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00914
55. [04741](#) Improvements accepted for Water Main by Private Contract to serve: Buckeye Meadows. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00915
56. [04745](#) Accepting bituminous pavement constructed by private contract in Quarry Cove Phase 4, Private Contract No. 1916. (7th AD)
Sponsors: Common Council By Request
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00916
57. [04746](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Heather Glen Replat, Private Contract No. 1984. (7th AD)
Sponsors: Common Council By Request
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00917
58. [04747](#) Accepting storm sewer constructed by private contract in Heather Glen Replat, Private Contract No. 1984. (7th AD)
Sponsors: Common Council By Request
A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00918

59. [04749](#) Authorizing the Mayor and City Clerk to amend an agreement with Strand & Associates, Inc. for design/engineering services for the Olin Avenue Waste Transfer Station. (13th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00919
60. [04761](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for City Center West PUD, Private Contract No. 1778. (9th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00920
61. [04762](#) Accepting street improvements constructed by private contract in Annamark Drive CSM, Private Contract No. 2017. (17th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00921
62. [04764](#) Declaring the City of Madison's intention to exercise its police powers establishing the West Mifflin Street Assessment District - 2007. (4th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00922

REPORT OF BOARD OF WATER COMMISSIONERS

63. [04880](#) Authorizing the Water Utility General Manager to certify water and sewer bills, assessments and charges to the 2006 tax rolls of other governmental units for delinquent accounts in those jurisdictions.
- Sponsors:** Common Council By Request and Lauren Cnare
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00923

REPORT OF MADISON ARTS COMMISSION

64. [03680](#) Accepting ownership of the Capitol Square Fountains located at Carroll and West Washington Streets.
- Sponsors:** Michael E. Verveer and Tim Gruber
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00924

REPORT OF PED BIKE MOTOR VEHICLE COMMISSION

65. [04629](#) SECOND SUBSTITUTE - Approving Geometrics for Monona Drive from W. Broadway to Station 59+00, a point approximately 250 feet south of ~~through~~ the Pflaum Road/Nichols Road intersection. ~~(includes roundabout at Pflaum/Nichols intersection).~~ (16th AD / City of Monona)
- Sponsors:** Judy Compton
- A motion was made by Ald. Van Rooy, seconded by Ald. Olson, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00925

REPORT OF PLAN COMMISSION

66. [03712](#) SUBSTITUTE - Adopting the Spring Harbor Neighborhood Plan and recommendations contained therein as a supplement to the City's adopted Comprehensive Plan. 19th Ald. Dist.
- Sponsors:** Noel T. Radomski
- 2 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00926
67. [04634](#) Amending the Cottage Grove Neighborhood Development Plan, a supplement to the City of Madison Comprehensive Plan, to include additional lands located east of Interstate Highway 39-90, between Buckeye Road and the Union Pacific Railroad right-of-way. 16th Ald. Dist.
- Sponsors:** Judy Compton
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00927

68. [04676](#) Approving a final plat known as "The First Addition to Hawk's Creek" (formerly known as "Badger Mill Creek") located in the 3100 Block of Jeffy Trail. 1st Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00928
69. [04677](#) Approving a final plat/replat known as "Replat of Lots 36-48 Pine Hill Farm" located in the 9300 Block of Winter Frost Drive. 1st Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00929

REPORT OF THE PLANNING UNIT

70. [04884](#) Approving a Certified Survey Map of property owned by Timothy R. McKenzie at 9201 Midtown Road. 1st Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00930
71. [04885](#) Approving a Certified Survey Map of property owned by Habitat for Humanity of Dane County, Inc. at 9 Kanazawa Circle. 16th Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00931
72. [04886](#) Re-approving the final plat of "1000 Oaks" located at 702 South Point Road. 9th Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00932

73. [04887](#) Approving a Certified Survey Map of property owned by Werner Electric Co. at 4428-4504 Pflaum Road. 16th Ald. Dist.
- Sponsors:*** Common Council By Request
- A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00933

REPORT OF RISK MANAGER

74. [04375](#) K. SeptMatthews, 5209 Manitowoc Pkwy., Madison - \$195,000.
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Disallow. The motion passed by acclamation.**
75. [04600](#) K. Bartelt, 4400 Abbott Ave. N., Robbinsdale, MN - vehicle damage and car rental - \$2,776.81.
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Disallow. The motion passed by acclamation.**

REPORT OF TRANSIT AND PARKING COMMISSION

76. [04508](#) Authorizing the Mayor and City Clerk to enter into an agreement with St. Mary's Hospital Medical Center for the continuation of provision of free access by its employees to Metro Transit fixed route and ADA paratransit services, with reimbursement to the transit utility for employee trips for the period February 1, 2007 through December 31, 2007.
- Sponsors:*** Kenneth Golden and Noel T. Radomski
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00934
77. [04552](#) Amending Sec. 1.08(3)(a) of the Madison General Ordinances to modify bail deposit amounts for failure to pay when exiting a municipal parking facility.
- Sponsors:*** Michael E. Verveer
- A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00157

78. [04620](#) Authorizing the Mayor and City Clerk to execute a Memorandum of Understanding with the Board of Regents of the University of Wisconsin on behalf of the University of Wisconsin-Madison that would provide for dedication of two of Metro's five anticipated hybrid buses for use in UW campus service, in return for an upfront cash contribution by UW to reduce Metro's borrowing expense for the hybrid buses.

Sponsors: Kenneth Golden

A motion was made by Ald. Van Rooy, seconded by Ald. Rosas, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00935

REFERRED TO THIS MEETING

APPOINTMENTS

79. [04724](#) Report of the mayor submitting citizen committee appointments (introduced 10-17-06; action 11-7-2006)

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Confirm. The motion passed by the following vote:

Excused: 2 - Sanborn and King

Aye: 18 - Konkel, Cnare, Verveer, Webber, Olson, Brandon, Skidmore, Golden, Gruber, Benford, Knox, Jr., Bruer, Palm, Compton, Rosas, Van Rooy, Radomski and Thomas

No: 0 -

Non Voting: 1 - Cieslewicz

RESOLUTIONS

80. [04739](#) Amending adopted Resolution 03426 to expand the number of steering committee and business representatives to be appointed and to allow alternates to be appointed to serve on the SW Neighborhood Steering Committee.

Sponsors: Jed Sanborn, Noel T. Radomski and Cindy Thomas

A motion was made by Ald. Van Rooy, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00936

**NEW BUSINESS - Referred on a motion made by Ald. Van Rooy,
seconded by Ald. Verveer.**

ORDINANCES

81. [04726](#) Amending Sections 3.36(6)(e)2. and 3., 3.36(13)(a)2. and 3.52(1)(b)3 and (4) of the Madison General Ordinances to modify the amount of sick leave accumulation received upon retirement, to clarify that an annual cash payment is available to all employees with sick leave credits in excess of 150 days, and to expand the definition of "immediate family" as it applies to bereavement leave.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
82. [04778](#) Amending Section 3.27(2) of the Madison General Ordinances to allow non-resident members of the Equal Opportunities Commission Employment Committee.
- Sponsors:** David J. Cieslewicz
- Refer to the EQUAL OPPORTUNITIES COMMISSION**
83. [04807](#) Repealing Section 3.61 and recreating it as Section 4.26 of the Madison General Ordinances to modify the procedures for approval of purchase of service contracts and to relocate it in the Chapter on finance.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
84. [04810](#) Amending Sections 4.21(2) and (7) of the Madison General Ordinances to increase the room tax rate and to clarify language by inserting an inadvertently omitted word.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
85. [04811](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by creating the class of Police Public Information Specialist in Compensation Group 18, Range 08, thereof.
- Sponsors:** Common Council By Request
- Additional Referral(s): Personnel Board*
- Refer to the BOARD OF ESTIMATES**
86. [04812](#) Amending Section 3.38(1)(d) of the Madison General Ordinances by deleting the classification of Tire Repair Worker in Compensation Group 15, Range 05, and creating the class of Fleet Tire Technician in Compensation Group 15, Range 06, thereof.
- Sponsors:** Common Council By Request
- Additional Referral(s): Personnel Board*
- Refer to the BOARD OF ESTIMATES**

87. [04841](#) Amending Section 5.13 of the Madison General Ordinances to specify that the fee for fingerprinting services shall be determined by the Chief of Police.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
88. [04842](#) Amending Section 3.23(4)(a) of the Madison General Ordinances to prohibit discrimination in housing based on the tenant's source of income being from rental assistance under the federal Section 8 Housing Program.
- Sponsors:** Brenda K. Konkel
- Additional Referral(s): Equal Opportunities Commission*
- Refer to the HOUSING COMMITTEE**
89. [04856](#) Creating Section 28.06(2)(a)3232. of the Madison General Ordinances rezoning property from C2 General Commercial District to M1 Limited Manufacturing District. Proposed Use: Demolish House for Woodchip Processing Facility; 16th Aldermanic District: 5701 Femrite Drive.
- Sponsors:** Common Council By Petition
- Due back at the 1/2/07 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**
90. [04857](#) Creating Section 28.06(2)(a)3233. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) and creating Section 28.06(2)(a)3234. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Office Complex & Build 65,000 Square Foot Grocery Store, 30,000 Square Foot Additional Retail Space, 238 Condominium Units & 1,100 Structured Parking Spaces With a Future Phase Consisting of 220 Residential Units and One Hotel; 11th Aldermanic District: 702 North Midvale Boulevard.
- Sponsors:** Common Council By Petition
- Refer For Public Hearing to the PLAN COMMISSION**
91. [04858](#) Amending Sections 8.08(4) of the Madison General Ordinances to reflect the reorganization of the Department of Planning and Development by moving the City Architect and other city facilities personnel from the Inspection Unit to the Engineering Department.
- Sponsors:** David J. Cieslewicz
- Special Public Hearing on 11/28/06 coordinated by the Mayor's Office.*
- Refer For Public Hearing to the BOARD OF ESTIMATES**

92. [04859](#) Amending Section 16.04 and relocating, amending, and renumbering Section 3.18 as Section 16.05 of the Madison General Ordinances to reflect the reorganization of the Department of Planning and Development as the Department of Economic and Community Development and to update existing references in various Chapters to reflect the changes in Department and Unit names.
- Sponsors:** David J. Cieslewicz
- Special Public Hearing on 11/28/06 coordinated by the Mayor's Office.*
Additional Referral(s): Economic Development Commission, Community Development Block Grant Commission, Community Services Commission.
- Refer For Public Hearing to the BOARD OF ESTIMATES**
93. [04861](#) Adopting and confirming the Labor Agreement between the City of Madison and Dane County, Wisconsin Municipal Employees Local 60, AFSCME, AFL-CIO from January 1, 2006 to December 31, 2007.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
94. [04862](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification of Risk Manager in Compensation Group 18, Range 11, and recreating said class in Compensation Group 18, Range 12, thereof.
- Sponsors:** Common Council By Request
- Additional Referral(s): Personnel Board*
- Refer to the BOARD OF ESTIMATES**
95. [04863](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification Overture Center Financial Officer in Compensation Group 18, Range 10, and recreating said class in Compensation Group 18, Range 12, thereof.
- Additional Referral(s): Personnel Board*
- Refer to the BOARD OF ESTIMATES**
96. [04864](#) Amending Section 3.38 (1)(b) of the Madison General Ordinances by creating the class of Overture Center Marketing Manager in Compensation Group 18, Range 12, thereof.
- Additional Referral(s): Personnel Board*
- Refer to the BOARD OF ESTIMATES**
97. [04865](#) Amending Sections 35.02(7) and 35.025(4) of the Madison General Ordinances to establish 2007 Sewer Utility Rates (including Landfill Remediation Fees) effective January 1, 2007.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Board of Public Works. Due back at the 12/5/06 Common Council Meeting.*
- Refer to the BOARD OF ESTIMATES**

98. [04866](#) Amending Sections 37.05(4)(f) of the Madison General Ordinances to establish 2007 Storm Water Utility Rates effective January 1, 2007.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Board of Public Works. Due back at the 12/5/06 Common Council Meeting.*
- Refer to the BOARD OF ESTIMATES**
99. [04867](#) Creating Section 10.27 of the Madison General Ordinances to establish a fee for delivery of wood chips by the City.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Board of Public Works*
- Refer to the BOARD OF ESTIMATES**
100. [04871](#) Adopting and confirming the Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Library Unit from January 1, 2006 to December 31, 2007.
- Sponsors:** Common Council By Request
- Refer to the BOARD OF ESTIMATES**
101. [04872](#) Creating new Subdivision (b) of Section 28.12(12) of the Madison General Ordinances to assess a fee for the examination and approval of building plans and site plans by the Zoning Unit of the Department of Planning and Development and renumbering current Section 28.12(12)(b) to Section 28.12(12)(e).
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
102. [04873](#) Adopting and confirming the Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Professional Librarian Unit from January 1, 2006 to December 31, 2007.
- Sponsors:** Common Council By Request
- Refer to the BOARD OF ESTIMATES**
103. [04877](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by creating the classes of Equal Opportunities Manager and Affirmative Action Manager in Compensation Group 18, Range 13, thereof.
- Sponsors:** Common Council By Request
- Additional Referral(s): Personnel Board*
- Refer to the BOARD OF ESTIMATES**

104. [04879](#) Amending Sections 12.142, 12.1425, 12.143, 12.144, 12.145, 12.146, 12.147, 12.148, 12.1505, 12.151, 12.1515, 12.1516, 12.1517 and 12.1518 of the Madison General Ordinances to update the parking regulations to reference multi-space parking meters and to establish procedures for their use.
- Sponsors:** Kenneth Golden and Jed Sanborn
- Refer to the TRANSIT AND PARKING COMMISSION**
105. [04888](#) Amending Sections 3.38(1)(f) and (1)(b) of the Madison General Ordinances to delete various classifications from Compensation Group 17 and recreate them in Compensation Group 20, pursuant to the Labor Agreement between the City of Madison and Dane County, Wisconsin Municipal Employees Local 60, AFSCME, AFL-CIO adopted October 18, 2005.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
106. [04889](#) Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit N pursuant to Sec. 66.0103, Wis. Stats. to provide salary increases for Compensation Groups 17, 43, and Nonrepresented Hourly employees
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
107. [04897](#) Amending Sections 1.08(3)(a) of the Madison General Ordinances to modify, repeal and recreate bail deposit amounts for various parking violations, and amending Sections 12.141(3) and 12.154(1)(b) of the Madison General Ordinances to establish fine ranges for Sections 12.128(6) and 12.128(10) and to establish authority for parking violation bail amounts adopted in strict conformity with Wisconsin State Statutes.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**

RESOLUTIONS

108. [04595](#) Authorizing the Madison Department of Public Health to accept a grant from the State Department of Health and Family Services-Division of Public Health for \$71,306 and amending the 2006 Public Health Operating Budget to allow for the receipt and expenditure of these grant funds.
- Sponsors:** Judy K. Olson
- Additional Referral(s): Board of Estimates*
- Refer to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY**

109. [04760](#) Accepting sponsorship of Miller Brewing Company for the provision of free expanded transit service on New Year's Eve, and authorizing the Mayor and Clerk to sign an agreement with Miller Brewing Company, which may contain an indemnification clause.

Sponsors: Noel T. Radomski and Jed Sanborn

Additional Referral(s): Board of Estimates

Refer to the TRANSIT AND PARKING COMMISSION

110. [04768](#) That the vacant position #4021 of Police Records Service Clerk in Compensation Group 20, Range 08, in the permanent salary detail of the Police Department budget is repealed and recreated as a position of Police Public Information Specialist in Compensation Group 18, Range 08, thereof.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

111. [04769](#) That the position #1173 of Tire Repair Worker in Compensation Group 15, Range 05, occupied by T. Wilson in the permanent salary detail of the Fleet Services budget is repealed and recreated as a position of Fleet Tire Technician in Compensation Group 15, Range 06, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

112. [04777](#) That the position #868 of Administrative Clerk 2 in Compensation Group 17, Range 11 (occupied by D. Pilsner) in the permanent salary detail of the Human Resources budget is repealed and recreated as a position of Program Assistant 2 in Compensation Group 17, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

113. [04786](#) Petitioning the State of Wisconsin Commissioner of Railroads to modify the existing roadway crossing of the rail corridor at North Thornton Avenue between East Main Street and Williamson Street, and a determination of the crossing protection required. (6th AD)

Sponsors: Judy K. Olson

Additional Referral(s): Pedestrian Bicycle Motor Vehicle Commission

Refer to the BOARD OF PUBLIC WORKS

114. [04793](#) Amending Enactment Number RES-06-00784.
Sponsors: David J. Cieslewicz
Refer to the BOARD OF ESTIMATES
115. [04794](#) That the vacant position #787 of Risk Manager in Compensation Group 18, Range 11, in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Risk Manager in Compensation Group 18, Range 12, thereof.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
Refer to the BOARD OF ESTIMATES
116. [04795](#) Be it hereby resolved that the position tentatively identified as a Communications Director (no Compensation Group/Range specified) in the permanent salary detail of the Overture Center budget is repealed and recreated as a position of Overture Center Marketing Manager in Compensation Group 18, Range 12, thereof.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
Refer to the BOARD OF ESTIMATES
117. [04796](#) That the vacant position of Overture Center Financial Officer in Compensation Group 18, Range 10, in the permanent salary detail of the Overture Center budget is repealed and recreated as a position of Overture Center Financial Officer in Compensation Group 18, Range 12, thereof.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
Refer to the BOARD OF ESTIMATES
118. [04797](#) That the position #786 of Accountant 3 in Compensation Group 18, Range 10, (occupied by C. Franklin) in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Accountant 4 in Compensation Group 18, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
Refer to the BOARD OF ESTIMATES
119. [04803](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Dane County Municipal Employees, AFSCME, AFL-CIO, for the period of January 1, 2006 through December 31, 2007.
Sponsors: David J. Cieslewicz
Refer to the BOARD OF ESTIMATES

120. [04815](#) Approving plans and specifications for the Buckeye Road (CTH AB) Overpass and Approaches over I 39/90 and authorizing the Mayor and City Clerk to enter into agreements with the Wisconsin Department of Transportation for the work and Dane County for cost sharing. (16th AD)
Additional Referral(s): Board of Estimates
Refer to the BOARD OF PUBLIC WORKS
121. [04829](#) Authorizing an appropriation of \$25,000 in additional funds from the Contingent Reserve to the Miscellaneous Litigation account for continued legal representation by Attorneys Jon Anderson, Todd Smith, and Rochelle Klaskin of the lawfirm of Godfrey & Kahn, regarding the Fire Department's compliance with state and federal wage and hour legislation.
Sponsors: David J. Cieslewicz
Refer to the BOARD OF ESTIMATES
122. [04830](#) Designating the northeast two acres of the City owned parcel located at 452 South Point Road as the location for Fire Station No. 12. (9th AD)
Sponsors: David J. Cieslewicz and Paul E. Skidmore
Additional Referral(s): Plan Commission, Board of Estimates
Refer to the BOARD OF PUBLIC WORKS
123. [04833](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas Boykoff, his contract for professional services as Rent Abatement Hearing Examiner for the Building Inspection Unit of the Department of Planning and Development.
Sponsors: Michael E. Verveer
Refer to the HOUSING COMMITTEE
124. [04834](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas M. LaFleur, his contract for professional services as Alternate Rent Abatement Hearing Examiner for the Building Inspection Unit of the Department of Planning and Development.
Sponsors: Michael E. Verveer
Refer to the HOUSING COMMITTEE
125. [04838](#) Accepting an Offer to Purchase from Marquell Real Estate LLC for a portion of surplus City-owned right-of-way located at intersection of East Washington Avenue and Sparkle Court.
Sponsors: Brenda K. Konkel
Additional Referral(s): Plan Commission
Refer to the BOARD OF PUBLIC WORKS

126. [04849](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Para-Professional Library Unit, for the period of January 1, 2006 through December 31, 2007.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
127. [04850](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Professional Librarian Unit, for the period of January 1, 2006 through December 31, 2007.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
128. [04860](#) Authorizing the acceptance and expenditure of funds for the period of October 1, 2006 through September 30, 2007 in the amount of \$136,531 from the Federal Child Development Block Grant passed through the State of Wisconsin for 2006-07.
- Sponsors:** David J. Cieslewicz, Brenda K. Konkell and Brian Benford
- Refer to the BOARD OF ESTIMATES**
129. [04868](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to amend the 2006 contract for the purpose of providing the City with MA Waiver Community Integration Program (CIP), to offset approximately 60% of the cost of eligible paratransit trips provided by Metro Transit in calendar year 2006.
- Sponsors:** Kenneth Golden
- Additional Referral(s): Board of Estimates*
- Refer to the TRANSIT AND PARKING COMMISSION**
130. [04869](#) Authorizing the Mayor and City Clerk to execute an intergovernmental agreement with Dane County, the Town of Springfield, Town of Westport, Village of Waunakee and City of Middleton concerning the North Lake Mendota Parkway.
- Sponsors:** David J. Cieslewicz and Paul J. Van Rooy
- Refer to the PLAN COMMISSION**
131. [04870](#) Authorizing the Mayor and City Clerk to enter into Local Government Participation Agreement(s) with one or more collection agencies selected by the State of Wisconsin for a period of 3 years or the equivalent duration of the statewide contract, for the purpose of collecting unpaid accounts.
- Sponsors:** Paul E. Skidmore
- Refer to the BOARD OF ESTIMATES**

132. [04874](#) That the position #68 of Contract Compliance Officer in Compensation Group 18, Range 12, (occupied by N. Davis) and the position #891 of EOC Investigation Supervisor (occupied by A. Ford) in the permanent salary detail of the Department of Civil Rights budget are repealed and recreated as a position of Affirmative Action Manager in Compensation Group 18, Range 13, and a position of Equal Opportunities Manager in Compensation Group 18, Range 13, respectively. Be it further resolved that the former positions shall not be deleted until the new positions are filled.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

133. [04875](#) Authorizing the City of Madison, through the Office of Community Services, to accept a Year 4 Weed and Seed grant from the United States Dept. of Justice Community Capacity Development Office and authorizing expenditures as outlined in the grant budget.

Sponsors: David J. Cieslewicz, Kenneth Golden, Lauren Cnare and Tim Bruer

Refer to the BOARD OF ESTIMATES

134. [04876](#) Authorizing the Mayor and City Clerk to execute a lease with Community Action Coalition of South Central Wisconsin, Inc. for a parcel of land located within Marlborough Park for use as community gardens, and authorizing the termination of the existing lease with Dunn's Marsh Neighborhood Association, Inc.

Sponsors: Kenneth Golden

Additional Referral(s): Plan Commission

Refer to the BOARD OF PARK COMMISSIONERS

135. [04881](#) Authorizing the extension of the maturity date by the CDA of a revolving line of credit loan in an amount of Four Million One Hundred Thousand Dollars (\$4,100,000) from Fannie Mae, a corporation organized and existing under the laws of the United States of America ("Fannie Mae"), from December 15, 2007, to December 15, 2011, and authorizing the Mayor and City Clerk to execute any and all documents required by Fannie Mae in connection with said revolving line of credit loan.

Sponsors: David J. Cieslewicz, Isadore Knox, Jr. and Tim Bruer

Additional Referral(s): Community Development Authority

Refer to the BOARD OF ESTIMATES

136. [04890](#) Rescinding RES-05-00623, File No. 01552 adopted on July 21, 2005 and Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$4,274,000 Tax Incremental Finance Loan to 309 W. Washington, LLC ("Developer") in the development of the first phase of a mixed-use redevelopment project (Capitol West) located in Block 51 of the West Washington Avenue corridor in TID #28 (Bassett).

Sponsors: David J. Cieslewicz and Michael E. Verveer

Refer to the BOARD OF ESTIMATES

137. [04891](#) Authorizing Fleet Service Division to purchase 21 automated refuse collection vehicles on a sole source contract from Stepp Equipment.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
138. [04892](#) Authorizing the Mayor and City Clerk to enter into an agreement with Common Wealth Development, Inc., to provide \$100,000 in matching funds for preparation of a detailed market, site analysis and other key pre-development and outreach tasks associated with the development of a Madison Public Market.
- Sponsors:** David J. Cieslewicz, Judy K. Olson and Brenda K. Konkel
- Additional Referral(s):** *Economic Development Commission*
- Refer to the BOARD OF ESTIMATES**

CLAIMS - REFER TO RISK MANAGER

139. [04787](#) D. Griffiths for AT&T, 2140 Davidson Road, Waukesha - property damage - amount to be determined.
140. [04788](#) NOTICE OF CLAIM - Charles W. Kramer, Deutch & Weiss, LLC, attorney for P. Bennett - vehicle damage - \$2,419.96.
141. [04789](#) K. Waech, 525 Oak St., Apt. 4, Madison - vehicle damage - \$181.64.
142. [04790](#) D. Waldron, 610 Morningside Ave., Madison - vehicle damage - \$533.31.
143. [04791](#) D. Tran, 5693 Kinsale Drive, Fitchburg - vehicle damage - \$1,320.46.
144. [04843](#) K. Matsuoka, 948 Dane St., Madison - vehicle damage - \$1,120.27.
145. [04844](#) F. Fuller Sr., 1345 Manassas Tr., Madison - vehicle damage - \$313.23.
146. [04845](#) M. Grant, 3578 E. Washington Ave., Madison - property loss - \$105.75.
147. [04846](#) L. Cuccia, 1525 Trailsway St., #1, Madison - property loss - \$411.45.
148. [04847](#) General Casualty for D. Tracy, Klein Dickert Co. Inc., One General Dr., Sun Prairie - personal injury - amount to be determined.
149. [04848](#) Eric J. Ryberg, Habush Habush & Rottier, attorney for J. Lamphear, 6622 Elmwood Ave., # 3, Madison - personal injury - amount to be determined.

150. [04851](#) J. Guttenberg for Alexander Company, 145 E. Badger Rd., Ste. 200, Madison - property damage - \$1,920.00.
151. [04882](#) NOTICE OF CLAIM - American Family Insurance for J.H. Chang - vehicle damage - \$1425.50.
152. [04883](#) L. Kimberly, 6836 Schroder Rd., Apt. 3, Madison - personal injury - \$916.10.
153. [04893](#) S. Faust, 7241 North Ave., Middleton - personal injury - \$1,135.90.
154. [04894](#) R. Schlafer, 1934 Wendt Rd., Oregon - personal injury and vehicle damage - \$1,083.55.
155. [04895](#) R. Morejon, 813 N. Thompson Dr., # 104, Madison - vehicle damage - \$274.30.

ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR

156. [04926](#) Accepting recommended changes to the Inclusionary Zoning Policy Document.
- Sponsors:** Brenda K. Konkell and Lauren Cnare
- Additional Referral(s): Inclusionary Zoning Advisory Oversight Committee*
- A motion was made by Ald. Konkell, seconded by Ald. Van Rooy, to Refer to the PLAN COMMISSION. The motion passed by acclamation.**
157. [04927](#) Calling upon the Wisconsin Legislature and the U.S. Congress to establish a plan that will reduce health care costs by at least 15% and guarantee access to universal, affordable, quality health care coverage for all Wisconsin residents and families and all American residents and families, respectively, by 2008.
- Sponsors:** Austin W. King and Brenda K. Konkell
- Adopt at the 11/21/06 Common Council Meeting.*
- A motion was made by Ald. Konkell, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt for November 21, 2006. The motion passed by acclamation.**

158. [04928](#) Creating Section 4.27 of the Madison General Ordinances to encourage City purchasing cardholders to select local vendors when making purchases.

Sponsors: Larry Palm

Additional Referral(s): Economic Development Commission

A motion was made by Ald. Palm, seconded by Ald. Van Rooy, to Refer to the BOARD OF ESTIMATES. The motion passed by acclamation.

ADJOURNMENT

A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to Adjourn at 6:50 p.m. The motion passed by acclamation.

I certify that the foregoing action of the Common Council was approved by the Mayor on November 8, 2006.

Ordinances published November 23, 2006.

MARIBETH WITZEL-BEHL, CITY CLERK